

Alex L. Fugazzi, Esq.  
Nevada Bar No. 9022  
Wayne Klomp, Esq.  
Nevada Bar No. 10109  
SNELL & WILMER L.L.P.  
50 West Liberty Street, Suite 510  
Reno, Nevada 89501  
Telephone: 775-785-5440  
Facsimile: 775-785-5441  
Email: afugazzi@swlaw.com  
wklomp@swlaw.com

*Attorneys for Plaintiffs US Bank National  
Association and Wells Fargo*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

US BANK NATIONAL ASSOCIATION, AS  
TRUSTEE, SUCCESSOR IN INTEREST TO  
WACHOVIA BANK, NATIONAL  
ASSOCIATION AS TRUSTEE FOR WELLS  
FARGO ASSET SECURITIES  
CORPORATION, MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2005-  
AR2 AT 4801 FREDERICA STREET,  
OWENSBORO, KY 42301, a national  
association; WELLS FARGO BANK, N.A., a  
national association;

Plaintiffs,

vs.

VILLA VECCHIO CT. TRUST, a Nevada  
trust; ABSOLUTE COLLECTION  
SERVICES, LLC, a Nevada limited-liability  
company; THE FOOTHILLS AT SOUTHERN  
HIGHLANDS HOMEOWNERS  
ASSOCIATION, a Nevada non-profit  
corporation;

Defendants.

Case No. 2:17-cv-00143-MMD-VCF

**STIPULATION AND ORDER  
EXTENDING TIME FOR PLAINTIFFS  
TO RESPOND TO VILLA VECCHIO  
CT. TRUST'S RENEWED MOTION TO  
DISMISS COMPLAINT**

**(SECOND REQUEST)**

Plaintiffs US Bank National Association, as Trustee, Successor in Interest to Wachovia  
Bank, National Association as Trustee for Wells Fargo Asset Securities Corporation, Mortgage  
Pass-Through Certificates, Series 2005-AR2 at 4801 Frederica Street, Owensboro, KY 42301

1 (“US Bank”) and Wells Fargo Bank, N.A. (“Wells Fargo” and together with US Bank,  
2 “Plaintiffs”), and Defendant Villa Vecchio Ct. Trust (“Villa Vecchio” and together with Plaintiffs  
3 and Villa Vecchio, the “Parties”), through their counsel hereby respectfully request the Court  
4 enter an order, pursuant to Local Rules IA 6-1 and 7-1, extending the time for Plaintiffs to  
5 respond to Villa Vecchio’s Renewed Motion to Dismiss Complaint (“Renewed Motion to  
6 Dismiss,” ECF No. 53) otherwise due on July 10, 2019. The Parties request that the time be  
7 extended to July 19, 2019. This is the Parties’ second request for an extension of time and is  
8 based on the following:

9 Previously, the Parties sought an extension of time in order to meet and confer regarding  
10 either the potential to dismiss certain of Plaintiffs’ claims, withdraw the Renewed Motion to  
11 Dismiss, or otherwise limit the issues contained in the Renewed Motion to Dismiss. The Parties  
12 have not yet reached resolution of those issues, but plan to at least dismiss two of Plaintiffs’  
13 claims by stipulation thus limiting the issues in the Renewed Motion to Dismiss and conserving  
14 judicial and Party resources. The Parties believe that this additional extension will suffice to  
15 allow them to continue to consider alternatives to fully briefing the issues raised in the Motion to  
16 Dismiss.

17 Thus, the Parties continue to consider stipulations to limit the issues in the Renewed  
18 Motion to Dismiss or to brief the issues in summary judgment, which motions are due July 31,  
19 2019. The outcome of those considerations will conserve judicial and party resources as  
20 identified above. Additionally, Villa Vecchio has recently retained its undersigned counsel who  
21 needs additional time to consider the stipulations potentially dismissing several of Plaintiffs’  
22 claims and withdrawing the Renewed Motion to Dismiss. Therefore, the stipulation and  
23 extension are made by the Parties in good faith for the benefit of each and for the benefit of the  
24 Court.

25 ///

26 ///

27 ///

The Stipulation is made for the benefit of the Parties and the Court and not for any deleterious purpose nor to delay these proceedings.

DATED this 10th day of July, 2019.

DATED this 10th day of July, 2019.

ROGER P. CROTEAU & ASSOCIATES

SNELL & WILMER L.L.P.

By: /s/ Timothy E. Rhoda

By: /s/ Wayne Klomp

Roger P. Croteau, Esq.  
Nevada Bar No. 4958  
Timothy E. Rhoda, Esq.  
Nevada Bar No. 7878  
9120 West Post Road, Suite 100  
Las Vegas, Nevada 89148  
*Attorneys for Villa Vecchio Ct. Trust*

Alex L. Fugazzi, Esq.  
Nevada Bar No. 9022  
Wayne Klomp, Esq.  
Nevada Bar No. 10109  
50 West Liberty Street, Suite 510  
Reno, Nevada 89501  
*Attorneys for US Bank and Wells Fargo*

**IT IS SO ORDERED.**



UNITED STATES DISTRICT JUDGE

DATED: July 11, 2019

**CERTIFICATE OF SERVICE**

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen years, and I am not a party to, nor interested in, this action. On this date, I caused to be served a true and correct copy of the foregoing on all parties appearing herein by the method indicated:

_____	U.S. Mail
_____	U.S. Certified Mail
_____	Electronic Mail (E-mail)
_____	Overnight Mail
_____	Federal Express
_____	Hand Delivery
<u>  X  </u>	Electronic Filing

DATED: July 10, 2019.

/s/ Lara J. Taylor  
An Employee of Snell & Wilmer L.L.P.

Snell & Wilmer  
L.L.P.  
LAW OFFICES  
50 West Liberty Street, Suite 510  
Reno, Nevada 89501  
775.785.5440